

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

DAMIAN MCDONALD, on behalf of the
Laboratory Corporation of America Holdings
Employees' Retirement Plan, himself, and all
others similarly situated,

Plaintiffs,

v.

LABORATORY CORPORATION
OF AMERICA HOLDINGS,

Defendant.

No. 1:22-cv-00680-LCB

NOTICE OF SPECIAL APPEARANCE

Pursuant to Local Rule 83.1(d), please take notice of the special appearance of Richard A. Smith, Jr. as counsel of record for Defendant in the above-captioned civil action.

Mr. Smith certifies that he is an active member in good standing of the bar of the District of Columbia. Mr. Smith further certifies that he understands that by entering an appearance he submits to the disciplinary jurisdiction of the court for any misconduct in connection with the above-captioned civil action for which he is specially appearing. Mr. Smith represents that he will ensure that an attorney who is familiar with the case and has authority to control the litigation will be at all conferences, hearings, trials and other proceedings. Mr. Smith is associated with David C. Lindsay, who is a member of the bar of this Court, and is also serving as counsel of record for Defendant. Mr. Smith has registered as a filing user with the Court's CM/ECF system under Local Rule 5.3(c)(1).

Dated: March 28, 2025

Respectfully submitted,

/s/ Richard A. Smith, Jr.

Richard A. Smith, Jr.

Email: rsmithjr@groom.com

GROOM LAW GROUP, CHARTERED

1701 Pennsylvania Ave., NW

Washington, D.C. 20006

Phone: (202) 861-5412

Fax: (202) 659-4503

David C. Lindsay (NC Bar No. 24380)

Email: david.lindsay@klgates.com

K&L GATES, LLP

301 Hillsborough Street

Suite 1200

Raleigh, NC 27603

Phone: (919) 743-7304

Fax: (919) 516-2004

Counsel for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 28, 2025, a copy of the foregoing **NOTICE OF SPECIAL APPEARANCE** was filed electronically with the Clerk of Court using the CM/ECF system which will automatically send notification of filing to all parties of record.

/s/ Richard A. Smith, Jr.

Richard A. Smith, Jr.